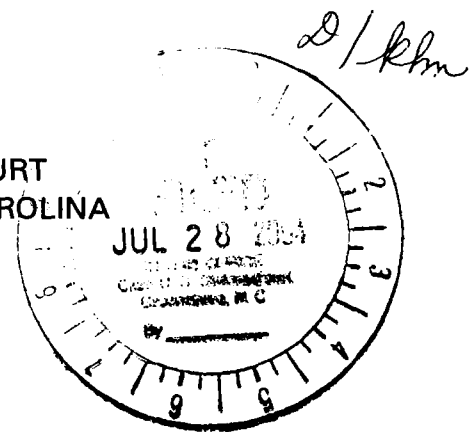


JUL 29 2004



IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

THOMAS WALTER GIBSON

Plaintiff,

v.

TOTAL CAR FRANCHISING  
CORPORATION, d/b/a  
COLORS ON PARADE

Defendant.

Case No. 1:01CV994

ORDER

For the reasons set forth in a contemporaneously filed Memorandum Opinion, Defendant's Motion for Judgment after the Trial, or in the alternative for Amended Judgment [Doc. #93] is GRANTED IN PART and DENIED IN PART. Specifically, the Judgment entered on April 28, 2003 [Doc. #77] will be amended, pursuant to Federal Rule of Civil Procedure 59(e), to reflect total compensatory damages of \$176,124, and not \$220,155. Remaining portions of the April 28, 2003 Judgment will remain unchanged.

Further, Defendant's Motion for a New Trial on the Fraud Claim [Doc. #95] is DENIED.

This the 28<sup>th</sup> day of July 2004.

  
United States District Judge